

## SUMMARY OF PROPOSED AMENDMENTS TO CHAPTER 43.1

The following are the significant changes to Chapter 43.1, *Food and Food Establishments*, of the Fairfax County Code:

- **Adoption of the United States Food and Drug Administration/Public Health Service 2005 Food Code** (Section 43.1-1-3)  
Update from the 1999 FDA Food Code to the 2005 FDA Food Code.
- **Exemption of Convenience Stores or Gas Stations from the Requirements of Chapter 43.1** (Section 43.1-1-4)  
Exempt from the requirements of Chapter 43.1 those convenience stores and gas stations that have 15 or fewer seats at which food is served to the public on the premises of the convenience store or gas station and are not associated with a national or regional restaurant chain. House Bill 918 authorizes regulation of these firms by the Virginia Department of Agriculture and Consumer Services.
- **Remove Modification and Prohibit Bare Hand Contact with Ready-to-Eat Foods** (Section 43.1-1-5a)  
Rescind a previous modification to 1999 FDA Food Code Section 3-301.11(B) Preventing Contamination from Hands. The 2005 FDA Food Code incorporates a new subparagraph, Section 3-301.11(D), which prescribes the process the food establishment permit holder shall follow to make application to the regulatory authority to have bare hand contact with specified ready-to-eat food items.
- **Identification of Mobile Units** (Section 43.1-2-1)  
Require that mobile food units and limited service mobile food units be clearly identified with the unit trade name and contact number conspicuously displayed on both sides of the unit.
- **Fee for Application for Permit for Food Establishment** (Section 43.1-3-1b)  
Increase the County fee for initial application and annual renewal application from \$25 to \$45 for each permitted food service establishment. The \$45 application fee shall also be assessed for each initial application to operate a temporary food stand in Fairfax County and subsequent applications for participation in temporary food events in Fairfax County.
- **Issuance of Food Manager Certificate** (Section 43.1-3-4b)  
Recognize only Food Manager Certificates issued to a person who has passed a food manager certification examination from a food protection manager certification program that is evaluated and listed by the American National Standards Institute (ANSI).
- **Issuance of Limited Food Manager Certificate** (Section 43.1-3-4c)  
Approval of the limited food manager examination will be by the Director of Health Services.

- **Food Manager Certificate** (Section 43.1-3-4d-h)

Extend the expiration of a food manager certificate, or limited certified food manager certificate, to five years from the date of notification of successful completion of the approved exam.

Renewal of the food manager certificate or limited food manager certificate will require the candidate to take and pass an approved food manager certification examination.

- **Youth Athletic Concession Stand Food Handler Certification** (Section 43.1-6-1d)

Youth athletic concession stand food handlers certification issued by the Health Department will be valid for five years.